

THURSDAY, APRIL 16, 1992

EIGHTY-FIFTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Pastor Glen Matthews, Star of Hope Chapel, Wartburg, Tennessee.

Representative Ferguson led the House in the Pledge of Allegiance to the Flag.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Garrett; due to illness.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullis, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

REPORT OF COMMITTEE ON CALENDAR AND RULES
April 16, 1992

MR. SPEAKER: Your Calendar and Rules Committee reports that we have met and set the following bills on the Regular Calendar for Monday, April 20, 1992: House Bill(s) No(s). 2816, 979, 2197, 2572, 2573, and 2128; also, House Joint Resolution(s) No(s). 471, 472 and 473.

We have also set the following bills on the **Regular Calendar** for **Wednesday, April 22, 1992**: House Bill(s) No(s). 1875, 1378 and 2401; also, House Resolution(s) No(s). 131.

We further report that we have met and set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **Monday, April 20, 1992**: House Bill(s) No(s). 2142, 1879, 2223, 2143 and 2477; House Joint Resolution(s) No(s). 567 and 610; House Resolution(s) No(s). 175; House Joint Resolution(s) No(s). 622, 631 and 593; Senate Joint Resolution(s) No(s). 70; also, House Bill(s) No(s). 2334.

PHILLIPS, Chair.

CONSENT CALENDAR

House Bill No. 2170 -- Housing -- Deletes requirement that pull down steps be located in homes where HVAC is in attic.

On motion, House Bill No. 2170 was made to conform with Senate Bill No. 2357.

On motion, **Senate Bill No. 2357**, on same subject, was substituted for House Bill No. 2170.

***House Bill No. 2024** -- Animals -- Enacts "Tennessee Farm Animal and Research Facilities Protection Act". Amends TCA, Title 39, Ch. 14.

On motion, House Bill No. 2024 was made to conform with Senate Bill No. 2137.

On motion, **Senate Bill No. 2137**, on same subject, was substituted for House Bill No. 2024.

House Bill No. 1838 -- Sunset Laws -- Board of osteopathic examination, June 30, 1999. Amends TCA, Title 4, Ch. 29; Title 63, Ch. 9; Title 68, Ch. 1.

On motion, House Bill No. 1838 was made to conform with Senate Bill No. 1857.

On motion, **Senate Bill No. 1857**, on same subject, was substituted for House Bill No. 1838.

House Bill No. 2330 -- Utilities, Utility Districts -- Requires grievance of final action of commissioners in utility dispute to obtain review by written request to utility management review board instead of circuit court; requires hearing be conducted by board. Amends TCA 7-82-402, 8-82-702.

On motion, House Bill No. 2330 was made to conform with Senate Bill No. 2455.

On motion, **Senate Bill No. 2455**, on same subject, was

substituted for House Bill No. 2330.

***Senate Joint Resolution No. 0364** -- Memorials, Congress -- Urges development and use of environmentally sensitive domestic alternative fuels.

***House Joint Resolution No. 0633** -- General Assembly, Directed Studies -- Directs Department of Safety to conduct a study of personalized license plates.

***Senate Joint Resolution No. 0368** -- Highway Signs -- "John S. Wilder Bridge," U.S. Highway 641.

***Senate Joint Resolution No. 0367** -- Highway Signs -- "L.H. 'Cotton' Ivy Highway," U.S. 641.

***Senate Joint Resolution No. 0400** -- Highway Signs -- "Ringgold Mill Bridge," U.S. 41A, Montgomery County.

House Bill No. 2842 -- Athens -- Revises charter. Amends Chapter 455, Private Acts of 1953, as amended.

House Joint Resolution No. 0663 -- Memorials, Recognition and Thanks -- Reverend Willis Gene Gilliland.

House Joint Resolution No. 0666 -- Memorials, Professional and Business Achievement -- 1922 honorees of Honorarium for Women and Industry.

House Resolution No. 0187 -- Memorials, Interns -- Robert Fries.

House Resolution No. 0188 -- Memorials, Interns -- Kirk Vandivort.

House Resolution No. 0191 -- Memorials, Retirement -- Bishop Clinton Reuben Coleman, African Methodist Episcopal Zion Church.

House Joint Resolution No. 0667 -- Memorials, Interns -- Christopher Kelly.

House Joint Resolution No. 0669 -- Memorials, Personal Occasion -- Mr. and Mrs. Lemuel Augustus Larkin, 50th wedding anniversary.

House Joint Resolution No. 0672 -- Memorials, Interns -- Terri Lynn Ray.

House Bill No. 2846 -- Puryear -- Enacts new charter. Repeals Chapter 253, Acts of 1909, as amended.

House Bill No. 2847 -- Henry County -- Deletes requirement of submitting subdivision plats to assessor. Amends Chapter 52, Private Acts of 1987.

House Bill No. 2848 -- Henry -- Repeals old charter; enacts new charter. Repeals Chapter 52, Private Acts of 1979.

House Bill No. 2849 -- Hancock County -- Removes authorization for use of fishing nets in portions of Clinch and Powell Rivers. Repeals Chapter 374, Private Acts of 1953, as amended.

House Bill No. 2850 -- Maryville -- Authorizes city judge to impose fines up to \$500 and to substitute community service. Amends Chapter 27, Private Acts of 1967, as amended. .

House Bill No. 2852 -- Lake City -- Adopts new charter; enacts hotel/motel tax. Repeals Chapter 239, Private Acts of 1939, as amended.

Senate Joint Resolution No. 0452 -- Memorials, Death -- Jefferson Davis Johnson.

Senate Joint Resolution No. 0457 -- Memorials, Sports -- Camden High School boys' basketball team, TSSAA Class AAA state champions.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

Senate Joint Resolution No. 367: by Rep. Duer.

Senate Joint Resolution No. 368: by Rep. Duer.

Under the rules, Senate Joint Resolutions No. 367 and 368 was/were placed at the foot of the calendar for Monday, April 20, 1992.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills on the Clerk's desk be conformed and substituted for the appropriate House Bill, that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell,

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on Consent Calendar and have this statement entered in the Journal.

Rep. Mike Kernell

REGULAR CALENDAR

House Bill No. 2291 -- County Government -- Removes exemption for owner occupied residences for use of weed control removal process and attachment of lien. Amends TCA 5-1-115.

Further consideration of House Bill No. 2291, previously considered on March 26, 1992 at which time Amendment No. 1 was adopted, and on April 2, 1992, when it was reset to the Calendar for April 16, 1992.

On motion, House Bill No. 2291 was made to conform with Senate Bill No. 2280.

On motion, **Senate Bill No. 2280**, on same subject, was substituted for House Bill No. 2291.

Rep. Wood moved that **Senate Bill No. 2280** be passed on third and final consideration.

Rep. Wood moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 2280 by deleting all sections following the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 5-1-115 is amended by deleting subsection (e) and substituting instead the following:

(e) The provisions of subsection (c) of this section permitting a county to remedy such dangerous conditions shall not apply to any parcel of property upon which an owner-occupied residence is located.

SECTION 2. This act shall take effect on July 1, 1992, the public welfare requiring it.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Wood moved that **Senate Bill No. 2280**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	80
Noes.	12
Present and not voting.	3

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Gunnels, Haley, Halteman, Hassell, Haun, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Johnson, Jones, R (Shelby), Joyce Kent, Kisber, Knight, Liles, Love, McAfee, McDaniel, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rinks, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), West, Whitson, Williams (Shelby), Williams (Union), Winningham, Wood, Mr. Speaker Naifeh -- 80.

Representatives voting no were: Callicott, Davidson, Givens, Hargrove, Harrill, Head, McKee, Rigsby, Robinson (Washington), Turner (Shelby), Walley, Windle -- 12.

Representatives present and not voting were: Jackson, Venable, Wix -- 3.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to **Rule No. 31**, I wish to express a desire to change my original stand from not voting to aye on **Senate Bill No. 2280** and have this statement entered in the Journal.

Rep. Mike Kernell

REGULAR CALENDAR, CONTINUED

***House Bill No. 2623** -- General Assembly -- Creates contract services subcommittee. Amends TCA, Title 3, Ch. 7; Title 12, Ch. 4.

Further consideration of **House Bill No. 2623**, previously considered on April 9, 1992, at which time it was reset to the Calendar for April 15, 1992.

Rep. Pinion moved that **House Bill No. 2623** be passed on third and final consideration.

Rep. Love moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 2623 by deleting in its entirety the amendatory language of subsection (a) of Section 2, and by substituting instead the following language:

(a) Within the fiscal review committee there is created a contract services subcommittee to be composed of two (2) senators and two (2) representatives to be appointed by the chair; one (1) member of the majority political party and one (1) member of the minority political party who is a member of the senate state and local government committee and one (1) member of the majority political party and one (1) member of the minority political party who is a member of the house state and local government committee to be appointed by the speaker of the respective house; and in addition each speaker shall appoint one (1) additional member so that the subcommittee has a total of ten (10) members. From its membership the subcommittee shall elect a chair. The subcommittee shall meet on a regular basis but no less often than once every three (3) months.

On request of Rep. Pinion, House Bill No. 2623 was moved five places down the Calendar.

House Bill No. 2182 -- Collection Agencies -- Authorizes assignment of claim for collection. Amends TCA, Title 62, Ch. 20.

Further consideration of House Bill No. 2182, previously considered on April 9, 1992, at which time it was reset to the Calendar for April 15, 1992.

On motion, House Bill No. 2182 was made to conform with Senate Bill No. 1780.

On motion, **Senate Bill No. 1780**, on same subject, was substituted for House Bill No. 2182.

Rep. Bivens moved that **Senate Bill No. 1780** be passed on third and final consideration.

Rep. Buck moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1780 by deleting the third sentence of the amendatory language of SECTION 1 of the bill as printed in its entirety.

FURTHER AMEND by adding the following at the end of the amendatory language of SECTION 1:

If a collection agency brings suit in its own name, the name of the assignor, the amount of the debt and an identifying account number, if available, shall be provided as to each debt. The debtor shall be entitled to elect and shall specify how any payment made on a judgment account with multiple debts is to be applied to such debts. If multiple debts against a single debtor are combined into a single action and each debt is adjudicated separately, the final judgment of the court shall be a single judgment in favor of either the defendant or the plaintiff collection agency.

FURTHER AMEND by designating the existing language of SECTION 1 as subsection (a) and by adding the following new subsections:

(b) The provisions of this act shall not be construed to apply or be applied in a manner inconsistent with the federal Fair Debt Collection Act codified in 15 U.S.C. § 1692 or the Fair Credit Reporting Act codified in 15 U.S.C. § 1681--1681(t).

(c) The provisions of this act shall not be construed to abolish or diminish any claims or defenses the debtor may have had against the original creditor and any such claims or defenses are expressly preserved.

On motion, Amendment No. 1 was adopted.

Rep. Severance moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 1780 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. No collection agency may bring suit in its own name under the provisions of this act in any having a population of not less than 335,000 nor more than 336,000 according to the 1990 federal census or any subsequent federal census.

On motion, Amendment No. 2 was adopted.

Rep. McAfee moved to amend as follows:

Amendment No. 3

Amend Senate Bill No. 1780 by adding the following new

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply in any county having a population of not less than 285,000 nor more than 286,000 according to the 1990 federal census or any subsequent federal census.

On motion, Amendment No. 3 was adopted.

Rep. Bivens moved that Senate Bill No. 1780 be reset one week to the Calendar for Thursday, April 23, 1992, which motion prevailed.

House Bill No. 2413 -- Education -- Requires inclusion of final arbitration of disputes over existing agreements between board of education and professional employees association. Amends TCA 49-5-612.

Further consideration of House Bill No. 2413, previously considered on April 9, 1992, at which time it was reset to the Calendar for April 15, 1992.

Rep. L. Turner (Shelby) moved that **House Bill No. 2413** be re-referred to the Calendar and Rules Committee, which motion prevailed.

Senate Bill No. 2578 -- Insurance, Health, Accident -- Enacts "Tennessee Small Employer Group Health Coverage Reform Act". Amends TCA, Title 56.

Further consideration of Senate Bill No. 2578, previously considered on April 13, 1992, at which time it was substituted for House Bill No. 2449, Amendment No. 1 was withdrawn, a motion was made to adopt Amendment No. 2, and the bill was reset to the Calendar for April 15, 1992.

Rep. McDaniel moved that **Senate Bill No. 2578** be passed on third and final consideration.

Rep. Rhinehart renewed the motion to adopt Commerce Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2578 by deleting Section 13(i)(4) in its entirety and by substituting instead the following:

In no event shall assessments exceed five percent (5%) of the total health benefit plan premiums earned in the state from health benefit plans covering small

employers of members during the calendar year coinciding or ending during the fiscal year of the pool. If the board determines that the expected losses from the reinsurance program will exceed, during the calendar year, the five percent (5%) assessments set forth above, the requirements of Section 8(b) will be suspended.

AND FURTHER AMEND by inserting between the second and third sentences of amendatory subsection (d) of Section 8, the following sentence:

After this act has been in effect for one (1) year, the six (6) calendar months eligibility requirement set forth above shall no longer apply.

Rep. Love moved the previous question, which motion prevailed.

On motion, Amendment No. 2 was adopted.

Rep. West moved to amend as follows:

Amendment No. 3

Amend Senate Bill No. 2578 by adding the following as new subsection (b) in Section 8 of the printed bill and by redesignating the existing subsection (b) and subsequent subsections accordingly:

(b) The commissioner shall approve, modify, or disapprove the plans submitted by the committee after a public hearing held pursuant to title 4, chapter 5, part 2.

On motion, Amendment No. 3 was adopted.

Rep. McDaniel moved to amend as follows:

Amendment No. 4

Amend Senate Bill No. 2578 by inserting the following to Section 4, third line, immediately after the word "that":

with respect to affiliated companies all of which are in existence and affiliated on January 1, 1992, the group of affiliated companies is considered to be one carrier only after one member of the group transfers any small employer business to another member of the group and except that

On motion, Amendment No. 4 was adopted.

Rep. McDaniel moved that Senate Bill No. 2578, as amended, be passed on third and final consideration.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Rep. Love moved the previous question, which motion prevailed by the following vote:

Ayes.	59
Noes.	22
Present and not voting.	4

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bivens, Buck, Byrd, Chumney, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), DeBerry, Ferguson, Gunnels, Haley, Halteman, Harrill, Hassell, Head, Hillis, Holt, Huskey, Johnson, Jones, R (Shelby), Kent, King, Kisber, Liles, Love, McAfee, Napier, Peroulas Draper, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Walley, West, Williams (Union), Windle, Winningham, Wix -- 59.

Representatives voting no were: Callicott, Chiles, Cole, Dixon, Duer, Fowlkes, Hargrove, Haun, Hill, Holcomb, Hubbard, Jackson, McDaniel, McKee, Meyer, Odom, Rigsby, Sipes, Tullos, Venable, Williams (Shelby), Wood -- 22.

Representatives present and not voting were: Bragg, Givens, Herron, Kernell -- 4.

Thereupon, Rep. McDaniel moved that **Senate Bill No. 2578**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	75
Noes.	11
Present and not voting.	6

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Copeland, Crain, Cross, Curlee, Davidson, Davis (Gibson), Davis (Knox), DeBerry, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Herron, Hillis, Holcomb, Hubbard, Jackson, Jones, R (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Napier, Odom, Peroulas Draper, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Walley, West, Williams (Shelby), Williams (Union), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 75.

Representatives voting no were: Allen, Davis (Cocke), Haun, Head, Hill, Huskey, Meyer, Rinks, Sipes, Venable, Wix -- 11.

Representatives present and not voting were: Cole, Holt, Johnson, Moore, Pinion, Shirley -- 6.

A motion to reconsider was tabled.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE
April 16, 1992

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1846; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 1846** -- Administrative Procedure -- Continues certain permanent agency rules pursuant to UAPA beyond expiration date of June 30, 1992. Amends TCA, Title 4, Ch. 5. by *Hicks.

REGULAR CALENDAR, CONTINUED

House Bill No. 2288 -- Landlord and Tenant -- Expands application of Residential Landlord and Tenant Act to 14 largest counties instead of four largest counties. Amends TCA 66-28-102.

Further consideration of House Bill No. 2288, previously considered on April 6 and 13, 1992, at which time it was reset to the Calendar for April 15, 1992.

Rep. Dixon moved that House Bill No. 2288 be reset one week to the Calendar for Thursday, April 23, 1992, which motion prevailed.

***House Bill No. 2623** -- General Assembly -- Creates contract services subcommittee. Amends TCA, Title 3, Ch. 7; Title 12, Ch. 4.

Discussed earlier today, Rep. Pinion renewed his motion that House Bill No. 2623 be passed on third and final consideration.

On motion, Rep. Love withdrew State and Local Government Committee Amendment No. 1.

Rep. Rhinehart moved to amend as follows:

Amendment No. 2

Amend House Bill No. 2623 by adding to Section 2 the following new subsection:

() The contract services subcommittee shall not infringe upon any matter presently within the scope of the study of the Information Systems Council.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Pinion moved that **House Bill No. 2623**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Ayes. 97
Noes. 0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 1762 -- Medical Occupations -- Provides for category of licensure, as well as certification, of emergency medical technician and emergency medical technician-paramedic. Amends TCA, Title 68, Ch. 39, Pt. 5.

On motion, House Bill No. 1762 was made to conform with Senate Bill No. 1717.

On motion, **Senate Bill No. 1717**, on same subject, was substituted for House Bill No. 1762.

Rep. Kisber moved that **Senate Bill No. 1717** be passed on third and final consideration.

On motion, Rep. Dixon withdrew Health and Human Resources Committee Amendment No. 1.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1717 by deleting in the amendatory language of Section 1 the words "emergency medical care" wherever they may be found and by substituting instead the words "prehospital emergency medical care".

AND FURTHER AMEND in the amendatory language of Section 1 by deleting the words "within emergency medical services" and by substituting instead the words "within prehospital emergency medical services".

On motion, Amendment No. 2 was adopted.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Rep. Kisber moved that **Senate Bill No. 1717**, as amended, be passed on third and final consideration.

Rep. U. Jones moved the previous question, which motion prevailed.

Thereupon, Rep. Kisber moved that **Senate Bill No. 1717**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

Representatives present and not voting were: Givens -- 1.

A motion to reconsider was tabled.

***House Bill No. 2048** -- District Attorneys -- Allows use of collected funds for payment of salary of district attorney general's office under certain circumstances. Amends TCA, Title 40, Ch. 3, Pt. 2.

On motion, House Bill No. 2048 was made to conform with Senate Bill No. 2292.

On motion, **Senate Bill No. 2292**, on same subject, was substituted for House Bill No. 2048.

Rep. Holt moved that **Senate Bill No. 2292** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross,

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 0123** -- Health -- Makes mishandling of dead bodies Class B misdemeanor. Amends TCA, Title 68.

Rep. Hillis moved that House Bill No. 123 be passed on third and final consideration.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 123 by deleting Sections 1 and 2 of the original bill in their entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-3-502 is amended by adding the following new subsections to be appropriately designated:

(). If the death occurs in a veteran's or military hospital or in a state veteran's home in the State of Tennessee, the death certificate may be signed by the attending physician who holds a license in another state.

(). In the event a person is dead on arrival at a military or veteran's hospital or at a state veteran's home in the State of Tennessee, the death certificate may be signed by a physician who is employed by one of these institutions and who holds a license in another state.

SECTION 2. This act shall take effect July 1, 1992, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. Whitson moved that Amendment No. 2 be withdrawn, which motion prevailed.

Thereupon, Rep. Hillis moved that House Bill No. 123, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odum, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 2405 -- State Employees --** Makes provision allowing spouse and dependent children of employee killed in performance of duty to continue group health insurance retroactive to January 1, 1970. Amends TCA 8-27-208.

Rep. Robinson (Davidson) moved that House Bill No. 2405 be passed on third and final consideration.

Rep. Love moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 2405 by deleting Section 1 of the printed bill in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 8-27-208(f), is amended by deleting the subsection in its entirety and by substituting instead the following:

(f) The provisions of this section shall be retroactive. As individuals who are qualified for such extension are identified, elect coverage and pay the appropriate contribution, the coverage shall be provided on a prospective basis.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Robinson (Davidson) moved that **House Bill No. 2405**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 2121 -- Hazardous Materials -- Revises when large quantity hazardous waste generators must complete annual reports; revises how long generators have to modify plans submitted. Amends TCA, Title 68, Ch. 46.

Rep. Hubbard moved that House Bill No. 2121 be passed on third and final consideration.

Rep. Hillis moved adoption of Conservation and Environment Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 2121 by deleting Sections 1 and 2 of the printed bill and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-46-110(g), is amended by adding in the third sentence after the word "this section" the following:

or title 68, Chapter 1, part 13

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Hubbard moved that **House Bill No. 2121**, as

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	0
Present and not voting.	3

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Kent, Kernell, King, Kisber, Knight, Liles, Love, McDaniel, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

Representatives present and not voting were: Bittle, Joyce McKee -- 3.

A motion to reconsider was tabled.

***House Bill No. 2582 -- Workers' Compensation --** Provides that workers' compensation benefits will not be denied to a subcontractor or his employee, when the contractor has accepted payment to so extend coverage, based solely on the failure to reduce the agreement to writing and/or to notify department of labor. Amends TCA, Title 50, Ch. 6.

On motion, House Bill No. 2582 was made to conform with Senate Bill No. 2697.

On motion, **Senate Bill No. 2697**, on same subject, was substituted for House Bill No. 2582.

Rep. Buck moved that **Senate Bill No. 2697** be passed on third and final consideration.

On motion, Rep. Clark withdrew Consumer and Employee Affairs Committee Amendment No. 1.

Rep. Buck moved that **Senate Bill No. 2697** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong,

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 1954 -- Criminal Offenses -- Creates criminal offense of stalking, which is willfully following another and making threat with intent to place person in fear of bodily injury. Amends TCA, Title 39, Ch. 12.

On motion, House Bill No. 1954 was made to conform with Senate Bill No. 1756.

On motion, **Senate Bill No. 1756**, on same subject, was substituted for House Bill No. 1954.

Rep. Buck moved that **Senate Bill No. 1756** be passed on third and final consideration.

Rep. Buck moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

Amend Senate Bill No. 1756 by adding the following new subsection (d):

(d) The provisions of this act shall not be construed to prohibit following another person during the course of a lawful business activity.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Buck moved that **Senate Bill No. 1756**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***House Bill No. 2426** -- Adoption -- Requires DHS to search sealed adoption records of adopted sibling 21 years or older upon petition of non-adopted sibling 21 years or older; requires forwarding of petitioner's name and address to sibling if found; if sibling deceased, name of sibling to be released to petitioner. Amends TCA, Title 36, Ch. 1, Pt. 1.

Rep. Buck moved that House Bill No. 2426 be passed on third and final consideration.

CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker Pro Tempore.

REGULAR CALENDAR, CONTINUED

On request of Rep. Buck, Amendment No. 1 was moved to the heel of the Amendments.

Rep. Buck moved to amend as follows:

Amendment No. 2

Amend House Bill No. 2426 by adding the following new subpart to subsection (b) of the amendatory language of Section 1:

() The department of human services shall, by rule promulgated in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5, impose reasonable fees upon persons petitioning pursuant to this subsection to defray the department's costs for records searching and notification.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

On motion, Amendment No. 2 was adopted.

Rep. Buck moved that **Amendment No. 1** be withdrawn, which motion prevailed.

Thereupon, Rep. Buck moved that **House Bill No. 2426**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	89
Noes.	2
Present and not voting.	3

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Hargrove, Harrill, Hassell, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 89.

Representatives voting no were: Chiles, Robinson (Washington) -- 2.

Representatives present and not voting were: DeBerry, Haun, Turner (Shelby) -- 3.

A motion to reconsider was tabled.

House Bill No. 2664 -- Paternity -- Removes requirement that defendant must have not denied paternity in order to be awarded custody of child. Amends TCA 36-2-108.

Rep. Buck moved that House Bill No. 2664 be reset to the Calendar for Monday, April 20, 1992, which motion prevailed.

House Bill No. 2196 -- Adoption -- Removes restriction that final order of adoption must not be entered earlier than one year from date of interlocutory decree. Amends TCA, Title 36, Ch. 1.

On motion, House Bill No. 2196 was made to conform with Senate Bill No. 2158.

On motion, **Senate Bill No. 2158**, on same subject, was substituted for House Bill No. 2196.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Rep. Fowlkes moved that **Senate Bill No. 2158** be passed on third and final consideration.

On motion, Rep. Buck withdrew Judiciary Committee Amendment No. 1.

Rep. Williams (Shelby) moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 2158 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Section 36-1-126(e), is amended by adding the following language at the end of the subsection:

Provided, however, notwithstanding the provisions of subsection (a), if a parent of a child dies without the relationship of parent and child having been previously terminated and a spouse of the living parent thereafter adopts the child, the child's right of inheritance from or through the deceased natural parent or any relative thereof shall be unaffected by the adoption.

On motion, Amendment No. 2 was adopted.

Rep. Buck moved to reconsider Amendment No. 1 to Senate Bill No. 2158, which motion prevailed.

Rep. Buck moved that Senate Bill No. 2158 be reset to the Calendar for Monday, April 20, 1992, which motion prevailed.

House Bill No. 1770 -- Sunset Laws -- State board of examiners for registered professional environmentalists, June 30, 1999. Amends TCA, Title 4, Ch. 29; Title 62, Ch. 17; Title 68, Ch. 1.

Rep. King moved that House Bill No. 1770 be passed on third and final consideration.

Rep. King moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1770 by deleting Section 2 of the printed bill in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-213(a), is amended by adding a new item thereto, as follows:

() State board of examiners for registered professional environmentalists, created by § 62-17-103;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that **House Bill No. 1770**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

House Bill No. 1776 -- Sunset Laws -- Board of examiners in speech pathology and audiology, June 30, 1999. Amends TCA, Title 4, Ch. 29; Title 63, Ch. 17; Title 68, Ch. 1.

Rep. King moved that House Bill No. 1776 be passed on third and final consideration.

Rep. King moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1776 by adding the following new section to precede the effective date section:

SECTION _____. (a) Tennessee Code Annotated, Section 63-17-104(a)(1), is amended by deleting the word and figure "six (6)" and by substituting instead the word and figure "seven (7)".

(b) Tennessee Code Annotated, Section 63-17-104(a)(1), is further amended by deleting the word and punctuation "years," and by substituting instead the words and

punctuation "years, one (1) of whom shall be a consumer member who is not affiliated with the profession of speech pathology and audiology,".

(c) Tennessee Code Annotated, Section 63-17-104(a), is amended by deleting item (2) in its entirety and by substituting instead the following:

(2) Of the six (6) nonphysician members of the board, at least two (2) shall be audiologists and at least two (2) shall be speech pathologists, the fifth member shall be either a speech pathologist or audiologist, and the sixth member shall be a consumer. The five (5) nonphysician members engaged in rendering services, teaching or research in speech pathology or audiology shall hold an active and valid license in this state.

(d) Tennessee Code Annotated, Section 63-17-104(b), is amended by deleting item (1) in its entirety and by substituting instead the following:

(1) Initially, of the six (6) nonphysician members of the board, two (2) shall be appointed for a term of one (1) year; two (2) members shall be appointed for a term of two (2) years; and two (2) members shall be appointed for a term of three (3) years. The consumer member shall be appointed for a term of three (3) years. All appointments made thereafter shall be for a term of three (3) years;

(e) Tennessee Code Annotated, Section 63-17-104(c), is amended by deleting the word and figure "three (3)" and by substituting instead the word and figure "four (4)".

(f) Tennessee Code Annotated, Section 63-17-104(c), is further amended by deleting item (4) in its entirety and by substituting instead the following:

(4) When a vacancy in the office of one (1) of the five (5) nonphysician members engaged in rendering services, teaching or research in speech pathology or audiology occurs, The Tennessee Speech and Hearing Association shall recommend not less than three (3) persons to fill each vacancy, and the governor shall make his appointment from the persons so nominated.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that **House Bill No. 1776**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Ayes. 96
Noes. 0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 1801 -- Sunset Laws -- State certification commission, June 30, 1999. Amends TCA, Title 3, Ch. 15; Title 4, Ch. 29; Title 49, Chs. 1, 5, 6.

Rep. King moved that House Bill No. 1801 be passed on third and final consideration.

Rep. King moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1801 by deleting Section 2 in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-214(a), is amended by adding a new item thereto, as follows:

() State certification commission, created by § 49-5-5101;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that **House Bill No. 1801**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. 95
Noes. 1

Representatives voting aye were: Allen, Anderson, Armstrong,

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

Representatives voting no were: Joyce -- 1.

A motion to reconsider was tabled.

House Bill No. 1813 -- Sunset Laws -- Department of finance and administration, June 30, 1999. Amends TCA Titles 1 -- 71.

Rep. King moved that House Bill No. 1813 be passed on third and final consideration.

Rep. King moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1813 by deleting Section 2 in its entirety and by substituting instead the following new section:

SECTION 2. Tennessee Code Annotated, Section 4-29-213(a), is amended by adding a new item thereto, as follows:

() Department of finance and administration, created by § 4-3-101;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that **House Bill No. 1813**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	86
Noes.	4
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

(Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Haley, Halteman, Hargrove, Harrill, Hassell, Head, Herron, Hill, Hillis, Holt, Hubbard, Jackson, Johnson, Jones, R (Shelby), Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 86.

Representatives voting no were: Coffey, Gunnels, Holcomb, Joyce -- 4.

Representatives present and not voting were: Nuber -- 1.

A motion to reconsider was tabled.

House Bill No. 2065 -- Administrative Procedure -- Continues certain permanent agency rules pursuant to UAPA beyond expiration date of June 30, 1992. Amends TCA, Title 4, Ch. 5.

On motion, House Bill No. 2065 was made to conform with Senate Bill No. 1846.

On motion, **Senate Bill No. 1846**, on same subject, was substituted for House Bill No. 2065.

Rep. King moved that **Senate Bill No. 1846** be passed on third and final consideration.

Rep. King moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

Amend Senate Bill No. 1846 by deleting subsection (c) of Section 1 in its entirety.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that **Senate Bill No. 1846**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman,

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullis, Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

House Bill No. 1055 -- Drugs -- Establishes possessing and distributing drugs near certain areas as enhancement factor. Amends TCA 40-35-114.

On motion, House Bill No. 1055 was made to conform with Senate Bill No. 383.

On motion, **Senate Bill No. 383**, on same subject, was substituted for House Bill No. 1055.

Rep. Turner (Hamilton) moved that **Senate Bill No. 383** be passed on third and final consideration.

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

On motion, Rep. Bragg withdrew Finance, Ways and Means Committee Amendment No. 1.

Rep. Bragg moved adoption of Finance, Ways and Means Committee Amendment No. 2 as follows:

Amendment No. 2

Amend Senate Bill No. 383 by deleting the effective date section and by substituting instead the following:

Section _____. This act shall take effect July 1, 1992, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Rep. Bragg moved adoption of Finance, Ways and Means Committee Amendment No. 3 as follows:

Amendment No. 3

Amend Senate Bill No. 383 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall be construed to be an appropriation of funds and no funds shall be obligated or expended pursuant to this act unless such funds are specifically appropriated by the general appropriations act.

On motion, Amendment No. 3 was adopted.

Rep. Turner (Hamilton) moved that Amendment No. 4 be withdrawn, which motion prevailed.

Thereupon, Rep. Turner (Hamilton) moved that Senate Bill No. 383, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 2496 -- Civil Service --** Requires nondepartmental state service be counted on a year for one year basis, instead of one-half to one year basis to determine order of civil service layoffs; removes time limit that position in career service shall not be considered because position abolished. Amends TCA 8-30-320.

On motion, House Bill No. 2496 was made to conform with Senate Bill No. 2609.

On motion, Senate Bill No. 2609, on same subject, was

substituted for House Bill No. 2496.

Rep. Purcell moved that **Senate Bill No. 2609** be passed on third and final consideration.

On motion, Rep. Love withdrew State and Local Government Committee Amendment No. 1.

On motion, Rep. Love withdrew State and Local Government Committee Amendment No. 2.

On motion, Rep. Bragg withdrew Finance, Ways and Means Committee Amendment No. 1.

Rep. Purcell moved that **Senate Bill No. 2609** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

House Bill No. 2536 -- Insurance, Health, Accident -- Authorizes commissioner of health to require information concerning identity of persons covered by third party and Medicaid insurance; requires third parties to provide computerized file data; holds third party harmless when information requested is released to department. Amends TCA 71-5-117.

Rep. Purcell moved that House Bill No. 2536 be passed on third and final consideration.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2536 by deleting from Section 1 the words "and costs" at the end of the last sentence.

FURTHER AMEND Section 1 by adding a new sentence to read, "Reasonable costs shall be reimbursed to the third party by the Department of Health as mutually agreed to in the written request."

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Purcell moved that **House Bill No. 2536**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowikes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 1830 -- Sunset Laws -- Board of polygraph examiners, June 30, 1999. Amends TCA, Title 4, Chs. 3, 29; Title 62, Ch. 27.

Rep. King moved that House Bill No. 1830 be passed on third and final consideration.

Rep. King moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1830 by deleting Section 2 of the printed bill in its entirety and by substituting instead the following:

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

SECTION 2. Tennessee Code Annotated, Section 4-29-215(a), is amended by adding a new item thereto, as follows:

() Board of polygraph examiners, created by § 62-27-104;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that **House Bill No. 1830**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Kent, Kernell, King, Kisber, Knight, Liles, Love, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

***House Bill No. 2498** -- Traffic Safety -- Prohibits driving in right hand lane within 500 feet of highway patrol officer parked on right shoulder with blue flashing lights on. Amends TCA, Title 55, Ch. 8, Pt. 1.

Further consideration of House Bill No. 2498, previously considered on April 13 and 15, 1992, at which time it was reset to the Calendar for April 15, 1992.

Rep. Robinson (Davidson) moved that House Bill No. 2498 be passed on third and final consideration.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 1

AMEND House Bill No. 2498 by deleting from subsection (a) of Section 1 the language "Except as provided in subsection (b).", and by substituting instead the language "When traffic

flow and conditions permit a person to move his or her vehicle out of the right-hand lane,".

AND FURTHER AMEND by deleting the language of subsection (b) and by substituting instead the following:

(b) When traffic flow and conditions prevent compliance with subsection (a), the person shall reduce the speed of his or her motor vehicle to a reasonable and safe level while such vehicle is within five hundred feet (500') of the highway patrol vehicle.

Rep. Crain moved the previous question, which motion prevailed.

Thereupon, Rep. Robinson (Davidson) renewed the motion to adopt Amendment No. 1, which motion prevailed.

Rep. Robinson (Davidson) moved that House Bill No. 2498, as amended, be reset to the Calendar for Wednesday, April 22, 1992, which motion prevailed.

House Bill No. 1824 -- Sunset Laws -- Board of chiropractic examiners, June 30, 1999. Amends TCA, Title 4, Ch. 29; Title 63, Ch. 4; Title 68, Chs. 1, 23.

Rep. King moved that House Bill No. 1824 be passed on third and final consideration.

Rep. King moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 1824 by adding the following as a new section to precede the effective date section:

SECTION _____. (a) Tennessee Code Annotated, Section 63-4-102(a), is amended by deleting in the first sentence the language "at least five (5) years" and by substituting instead the language "at least five (5) years, and two (2) consumer members who are not affiliated with the practice of chiropractic".

(b) Tennessee Code Annotated, Section 63-4-102(b), is amended by deleting in the first sentence the language "No person shall be eligible for appointment unless such person" and by substituting instead the language "No chiropractor shall be eligible for appointment unless such chiropractor".

(c) Tennessee Code Annotated, Section 63-4-102(c), is amended by deleting the word and figure "three (3)" and by substituting instead the word and figure "four (4)".

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that **House Bill No. 1824**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

MESSAGE CALENDAR

FURTHER ACTION ON HOUSE AMENDMENTS

***Senate Bill No. 0302** -- Physicians and Surgeons -- Extends license renewal time from sixty to ninety days. Amends TCA, Titles 63, 68.

MOTION TO RECONSIDER

Rep. Chiles moved to lift from the table the motion to reconsider Senate Bill No. 302, which motion prevailed.

Rep. Chiles moved to reconsider action in passing Senate Bill No. 302, which motion prevailed.

On motion, the House reconsidered its action in adopting Amendment No. 1. On motion, Amendment No. 1 was withdrawn.

Rep. Chiles moved adoption of House Amendment No. 2.

House Amendment No. 2

AMEND Senate Bill No. 302 by deleting from Section 1, as amended by Senate Amendment No. 1, the words, figures, and symbols "Section 63-6-291" and substituting instead the words, figures, and symbols "Section 63-6-219".

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Section 63-6-219, is amended by adding the following language as subsection (a) and redesignating the existing subsections accordingly:

63-6-219 LEGISLATIVE POLICY DECLARATION. (a)(1) In conjunction with the applicable policies of the Health Care Quality Improvement Act of 1986 (42 USC §§11101 to 11152), it is the stated policy of Tennessee to encourage committees made up of Tennessee's licensed physicians to candidly, conscientiously, and objectively evaluate and review their peers' professional conduct, competence, and ability to practice medicine. Tennessee further recognizes that confidentiality is essential both to effective functioning of these peer review committees and to continued improvement in the care and treatment of patients.

(a)(2) As incentive for the medical profession to undertake professional review, including the review of health care costs, peer review committees must be protected from liability for their good faith efforts. To this end, peer review committees should be granted certain immunities relating to their actions undertaken as part of their responsibility to review, discipline, and educate the profession. In instances of peer review committees examining the appropriateness of physicians' fees, this immunity must also extend to restraint of trade claims under Title 47, Chapter 25.

On motion, Amendment No. 2 was adopted.

Rep. Chiles moved that **Senate Bill No. 302**, as amended, be passed on third and final consideration.

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart,

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILL RECALLED

Rep. Whitson moved that the rules be suspended for the purpose of recalling House Bill No. 2823 from the State and Local Government Committee for immediate consideration, which motion prevailed.

Rep. Whitson moved that **House Bill No. 2823** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	0
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowikes, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

Representatives present and not voting were: Givens -- 1.

A motion to reconsider was tabled.

BILL RE-REFERRED

Rep. Bivens moved that **Senate Bill No. 1780**, considered today and reset to the Calendar for April 23, 1992, be re-referred to the Calendar and Rules Committee, which motion prevailed.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE

April 16, 1992

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 464, 465 and 466; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution No. 0464 -- Memorials, Professional and Business Achievement -- Winfred Gaynell Vinson Rowland, "Teacher of the Year". by *Harper.

Senate Joint Resolution No. 0465 -- Memorials, Recognition and Thanks -- Students from Princeton Arts Center for mural "Thanks for Our Freedom". by *Crowe.

Senate Joint Resolution No. 0466 -- Memorials, Recognition and Thanks -- Elder Ben B. Banks. by *Crutchfield.

RULES SUSPENDED

Rep. Love moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 464 out of order, which motion prevailed.

Senate Joint Resolution No. 0464 -- Memorials, Professional and Business Achievement -- Winfred Gaynell Vinson Rowland, "Teacher of the Year".

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Love, the resolution was concurred in.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Clark moved to suspend **Rule No. 81(1)**, relative to the time for placing bills on notice in Committee, so that House Bill No. 2559 can be heard by the Consumer and Employee Affairs Committee immediately after session, which motion prevailed.

RULES SUSPENDED

Rep. King moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 668, which motion prevailed.

***House Joint Resolution No. 0668** -- Memorials, Government Officials -- Encourages State Board of Education to notify private

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

school students and home school students of certain vocational programs that are available without payment.

On motion of Rep. King, the resolution was adopted.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Knight, House Bill No. 2838 was recalled from the Delayed Bills Committee.

On motion of Rep. Knight, House Bill No. 2838 was withdrawn from the House.

MESSAGE FROM THE SENATE

April 16, 1992

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 1730, as requested.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 16, 1992

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2695; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 16, 1992

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1817; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to Rule No. 59, as suspended, Senate Bill(s) No(s). 1730; House Bill(s) No(s). 1817 and 2695 were placed on the Message Calendar for Monday, April 20, 1992.

RULES SUSPENDED

Rep. Rinks moved to suspend **Rule No. 81(1)**, relative to the time for placing bills on notice in Committee, so that House Joint Resolution No. 651 could be heard by the State and Local Government Committee on Tuesday, April 21, 1992, which motion prevailed.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1055: Rep(s). Armstrong, Peroulas Draper, Pruitt, Sipes and Tindell as prime sponsor(s).

House Bill No. 1762: Rep(s). U. Jones as prime sponsor(s).

House Bill No. 1934: Rep(s). Haley and Sipes as prime sponsor(s).

House Bill No. 1954: Rep(s). Bittle, Haley and Sipes as prime sponsor(s).

House Bill No. 2085: Rep(s). Purcell and DeBerry as prime sponsor(s).

House Bill No. 2086: Rep(s). Purcell and DeBerry as prime sponsor(s).

House Bill No. 2087: Rep(s). Purcell and DeBerry as prime sponsor(s).

House Bill No. 2117: Rep(s). Sipes as prime sponsor(s).

House Bill No. 2148: Rep(s). Crain as prime sponsor(s).

House Bill No. 2223: Rep(s). Phillips and Rhinehart as prime sponsor(s).

House Bill No. 2288: Rep(s). Knight as prime sponsor(s).

House Bill No. 2411: Rep(s). Crain as prime sponsor(s).

House Bill No. 2449: Rep(s). Knight as prime sponsor(s).

House Bill No. 2462: Rep(s). Sipes as prime sponsor(s).

House Bill No. 2496: Rep(s). Armstrong, Peroulas Draper and Walley as prime sponsor(s).

House Bill No. 2517: Rep(s). Sipes as prime sponsor(s).

House Bill No. 2536: Rep(s). Knight as prime sponsor(s).

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

House Bill No. 2684: Rep(s). Walley as prime sponsor(s).

House Joint Resolution No. 651: Rep(s). Walley as prime sponsor(s).

REQUESTS TO BE ADDED AS SPONSORS

The following members requested to add their names as sponsors as indicated below, the prime sponsor having agreed to such addition. Sponsorship was not granted since request was made after passage or substitution of said bill.

House Bill No. 1055: Rep(s). Halteman.

INTRODUCTION OF RESOLUTIONS

On motion, the resolution(s) listed was/were introduced and referred as noted:

***House Resolution No. 0190 --** General Assembly, Studies -- Directs Criminal Practice Subcommittee of House Judiciary Committee to study insanity defense in criminal prosecutions. by *Johnson, *Turner B, *Buck, *Purcell, *Byrd, *Hargrove, *Herron, *Windle, *Clark.

Referred by the Speaker to the Calendar and Rules Committee.

House Resolution No. 0192 -- Memorials, Interns -- Jonathan H. Freeman. by *Holcomb, *Hubbard, *Callicott.

Referred by the Speaker to the Calendar and Rules Committee.

House Resolution No. 0193 -- Memorials, Public Service -- J.D. Kennedy, 1992 Heart Award recipient. by *Liles.

Referred by the Speaker to the Calendar and Rules Committee.

House Resolution No. 0194 -- Memorials, Public Service -- Elder Edward Lesley Stanton, Sr. by *Dixon, *Chumney.

Referred by the Speaker to the Calendar and Rules Committee.

House Resolution No. 0195 -- Memorials, Public Service -- Edward Stanton, Jr. by *Dixon, *Chumney, *DeBerry.

Referred by the Speaker to the Calendar and Rules Committee.

House Resolution No. 0196 -- Memorials, Personal Achievement -- Kristin Reiners, 1992 American Legion School award recipient. by *Nuber.

Referred by the Speaker to the Calendar and Rules Committee.

***House Joint Resolution No. 0673 --** Highway Signs -- "Gilbert

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Marion Morrison Memorial Bridge," overpass in Hamblen County. by *Johnson.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0674 -- Memorials, Sports -- James Bradley Tennyson. by *McKee.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0675 -- Memorials, Death -- Doug McCadams of McKenzie. by *Herron.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0676 -- Memorials, Heroism -- Travis Johnson. by *Naifeh, *Ridgeway, *Holt, *Pinion, *Herron, *Rinks, *Collier, *Kisber, *Crain, *Davis Ray.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0677 -- Memorials, Death -- Ed Laney Brashear. by *Herron.

Referred by the Speaker to the Calendar and Rules Committee.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 2854 -- Hamilton County -- Permits pension committee to increase benefits if county provides funding in accordance with actuarial study. Amends Chapter 55, Private Acts of 1939, as amended. by *McAfee, *Turner B, *Wood.

Passed first consideration.

***House Bill No. 2855** -- Kingsport -- Ratifies action in passing ordinance numbers 3524 and 3536 relative to local option retailers sales tax act. by *Hubbard, *Venable, *Givens.

Passed first consideration.

***House Bill No. 2856** -- Milan -- Amends charter. Amends Chapter 458, Acts of 1901, as amended. by Davis, Ray.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred to committee or held on the Clerk's desk as noted:

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

House Bill No. 2851 -- Anderson County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

REPORT OF DELAYED BILLS COMMITTEE
April 16, 1992

Pursuant to **Rule No. 78**, we the undersigned members of the Delayed Bills Committee have approved the following bill(s) to be introduced: House Bill(s) No(s). 2818, 2819, 2820, 2821, 2829, 2831, and 2836.

We further report that the following was/were considered but failed to pass: House Bill(s) No(s). 2822 and 2853.

Jimmy Naifeh, Speaker
Bill Purcell
John Chiles

REPORTS FROM STANDING COMMITTEES

CONSUMER AND EMPLOYEE AFFAIRS
April 16, 1992

MR. SPEAKER: Your Consumer and Employee Affairs Committee reports that we have carefully considered and recommend for passage: House Bill(s) No(s). 2559.

CLARK, Chair.

Under the rules, House Bill No. 2559 was/were transmitted to the Calendar and Rules Committee.

MESSAGE FROM THE SENATE
April 16, 1992

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 590 and 662; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE
April 16, 1992

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2452; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

ENGROSSED BILLS

April 16, 1992

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 2842, 2846, 2847, 2848, 2849, 2850 and 2852; also, House Joint Resolution(s) No(s). 633, 663, 666, 667, 669 and 672; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 16, 1992

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2336, 2389, 2646, 2825, 2832 and 2833; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 16, 1992

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2581; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

April 16, 1992

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 123, 2121, 2405 and 2623; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

April 16, 1992

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 1770, 1776, 1801, 1813, 1824, 1830, 2426, 2536 and 2823; also, House Joint Resolution(s) No(s). 668; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
April 16, 1992**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 599, 632, 636, 637, 638, 639, 640, 642, 643, 644, 645, 646, 647, 648, 649, 652, 653, 654 and 659; concurred in by the Senate.

**CLYDE W. McCULLOUGH, JR.,
Chief Clerk.**

**MESSAGE FROM THE SENATE
April 16, 1992**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1677, 1719, 1812, 1897, 1976, 2107, 2183, 2295, 2443, 2604, 2606, 2755 and 2839; also, House Joint Resolution(s) No(s). 656; signed by the Speaker.

**CLYDE W. McCULLOUGH, JR.,
Chief Clerk.**

**MESSAGE FROM THE SENATE
April 16, 1992**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 392, 393, 446, 447, 449, 450, 451, 453, 455, 459 and 462; adopted for concurrence.

**CLYDE W. McCULLOUGH, JR.,
Chief Clerk.**

Senate Joint Resolution No. 0392 -- Memorials, Death -- Delores Jean Terrell Haledy. by *Ford.

Senate Joint Resolution No. 0393 -- Memorials, Death -- Ludella Beddingfield. by *Ford.

Senate Joint Resolution No. 0446 -- Memorials, Professional and Business Achievement -- Doss Eugene Thorn, Sawney Webb award recipient. by *Person.

Senate Joint Resolution No. 0447 -- Memorials, Personal Occasion -- Mr. and Mrs. C.S. Jasper, 50th wedding anniversary. by *Person.

Senate Joint Resolution No. 0449 -- Memorials, Sports -- Moore County High School girls' basketball team. by *Cooper, Womack.

***Senate Joint Resolution No. 0450 -- Naming and Designating -- "Victims Rights Week," April 25 - May 2, 1992. by *Burks, *Gilbert, Cooper.**

***Senate Joint Resolution No. 0451 -- Memorials, Government**

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

Officials -- Requests Postmaster General and Citizens Stamp Advisory Committee to issue commemorative stamp in honor of D.A.R.E. Program. by *Burks.

Senate Joint Resolution No. 0453 -- Memorials, Recognition and Thanks -- City of Oak Ridge, 50th Anniversary. by *McNally.

Senate Joint Resolution No. 0455 -- Memorials, Personal Occasion -- Mr. and Mrs. William T. Hankins, 50th wedding anniversary. by *Springer, *Cooper.

Senate Joint Resolution No. 0459 -- Memorials, Death -- Joseph Ryan, Jr. by *Kyle.

Senate Joint Resolution No. 0462 -- Memorials, Recognition and Thanks -- Cordelia Martin. by *Harper.

**MESSAGE FROM THE SENATE
April 16, 1992**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2150 and 2702; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 2150** -- Motor Vehicles, Titling and Registration -- Increases fees for special license plates from \$25.00 to \$30.00. Amends TCA, Title 55, Ch. 4. by *Hicks, Rochelle, Dunavant, Jordan, McKnight, Henry, Womack, Elsea, Lawson, Burks, Kyle, Hamilton, Springer, Koella.

***Senate Bill No. 2702** -- Constitutional Conventions -- Submits question of call to people; establishes process for convention. by *Lawson.

**REPORT OF CHIEF ENGROSSING CLERK
April 16, 1992**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 1677, 1719, 1812, 1897, 1976, 2107, 2183, 2295, 2443, 2604, 2606, 2755 and 2839; also, House Joint Resolution(s) No(s). 656; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES
April 16, 1992**

In accordance with Rule No. 48, the following local bill(s), having received authorization for passage by the local legislative

THURSDAY, APRIL 16, 1992 -- EIGHTY-FIFTH LEGISLATIVE DAY

delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 2851 and 2845.

**RESOLUTIONS REFERRED TO CALENDAR AND RULES
April 16, 1992**

Under the rules, as suspended, the Speaker referred the following congratulatory and memorializing Senate Joint Resolutions to the Calendar and Rules Committee for placement on the Consent Calendar: Senate Joint Resolution(s) No(s). 392, 393, 446, 447, 449, 453, 455, 459, 462, 465 and 466.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 16, 1992**

MR. SPEAKER: The officers of your Calendar and Rules Committee report that we have set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **Monday, April 20, 1992**: House Resolution(s) No(s). 192, 193, 194, 195 and 196; House Joint Resolution(s) No(s). 674, 675, 676 and 677; House Bill(s) No(s). 2851 and 2845; also, Senate Joint Resolution(s) No(s). 392, 393, 446, 447, 449, 453, 455, 459, 462, 465 and 466.

PHILLIPS, Chair.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

On motion of Rep. Purcell, the House recessed until 4:00 p.m., Monday, April 20, 1992.